IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No. 425 of 2003 (S/S)

Rajpal Singh, S/o Sri Mangru Singh
R/o Village & Post Buggawala
District-Haridwar ……..Petitioner

Versus

1. State of Uttaranchal through Principal Secretary Forest, Govt. of Uttaranchal, Dehradun.
2. Principal Chief Conservator of Forests, Uttaranchal, Nainital.
3. Divisional Forest Officer, Dehradun Forest Division 5-Tilak Road, Dehradun. …….Respondents.

Shri P.C. Jhingan, learned counsel for the petitioner.
Learned Standing Counsel for the respondents.

Hon'ble Prafulla C. Pant, J

Learned counsel for the parties are present.

2. Heard.

3. By means of this petition, the petitioner who is a daily wage worker in Forest Department, has sought regularization in service. In para-3 of the writ petition, it is admitted that his services were orally terminated on 20.04.1995. This writ petition was filed in the year 2003.

4. In view of the principle of law laid in ***Secretary, State of Karnataka Vs. Uma Devi, reported in (2006) 4 Supreme Court Cases, Pg. 01,*** wherein it has been held that the workers on daily wages or the persons who get employed without undergoing regular selection process, should not be permitted to be absorbed or regularised against the constitutional scheme of public employment,

this Court is not inclined to issue direction to regularize services of the petitioner, as such, the petition is liable to be dismissed.

5. The writ petition is dismissed. Interim order dated 18.07.2003, hereby stands vacated. (All pending applications also stand disposed of).

Dt. 21.11.2006 **(Prafulla C. Pant, J.)**
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